

**CITY OF YUMA
CITY COUNCIL MINUTES**

**REGULAR MEETING
TUESDAY, SEPTEMBER 4, 2018**

CALL TO ORDER – 7:30 P.M.

MEETING CALLED TO ORDER BY MAYOR HARPER AND THE PLEDGE OF ALLEGIANCE WAS RECITED.

MEMBERS PRESENT: Baucke, Goeglein, Harper, Hoch, McCall, Saffer, Swehla.

STAFF PRESENT: Scott Moore, Jonathon Lynch, Karma Wells.

CORRECTIONS OR ADDITIONS TO THE AGENDA

There were no corrections or additions to the agenda.

APPROVAL OF AGENDA

Baucke moved to approve the September 4, 2018, Agenda as presented. Second by McCall. Question. 7 ayes. Motion carried.

APPROVAL OF MINUTES

McCall moved to approve the August 21, 2018, Minutes as presented. Second by Swehla. Question. 5 ayes. 2 abstain (Goeglein & Saffer). Motion carried.

CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT

None.

PRESENTATION BY MAGGIE METZLER FOR YUMA COUNTY ECONOMIC DEVELOPMENT

Ms. Maggie Metzler provided Council with information for funding requests for Yuma County Economic Development and gave an update on Yuma County Economic Development.

PRESENTATION BY KIMBERLY MIHELICH WITH COLORADO RURAL WATER ASSOCIATION

Ms. Kimberly Mihelich, with Colorado Rural Water Association, updated Council on Source Water Protection Plans. This is a voluntary program for municipalities. The City was awarded a \$5,000 grant to help with this process. It is a matching funds grant, but the matching funds can be in-kind. The first meeting for the Protection Plan will be held on October 4 and the process is planned to be completed by March, 2019. Discussion was held.

ACTION ITEMS

- A. LIQUOR LICENSE RENEWAL FOR LACABANA – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated the paperwork is in order for the LaCabana liquor license renewal. Baucke moved to approve the liquor license renewal for LaCabana. Second by Hoch. Question. 7 ayes. Motion carried.
- B. 3.2% BEER LICENSE RENEWAL FOR SHOPKO – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated the paperwork is in order for the 3.2% Beer License renewal for Shopko. Hoch moved to approve the 3.2% Beer License renewal for Shopko. Second by Baucke. Question. 7 ayes. Motion carried.
- C. FIRST READING ORDINANCE #23, SERIES OF 2018 (AMENDING THE CITY OF YUMA ZONING MAP AND REZONING THE PROPERTY DESCRIBED AS LOTS 4, 5, 6, AND 7 AND THE EAST ½ OF LOTS 8 & 9, ALL OF BLOCK 4, OF THE ORIGINAL TOWN PLAT OF YUMA FROM RESIDENTIAL TO HIGHWAY COMMERCIAL – 2 (C-2)) – SCOTT MOORE.** Manager Moore explained Council Member Baucke will be leaving the room for this item. This is for the re-zoning of the mortuary property and a piece of property adjoining the mortuary where the house was torn down. The property

is zoned R-1 and it is being proposed to re-zone the property to C-2. Swehla moved to approve on first reading Ordinance #23, Series of 2018. Second by Hoch. Question. 6 ayes. 1 abstain (Baucke). Motion carried.

- D. PUBLIC HEARING ON SECOND READING ORDINANCE #18, SERIES OF 2018 (AMENDING SECTION 9.28.040, 9.40.101, AND 17.06.615 OF THE YUMA MUNICIPAL CODE RELATING TO ALCOHOL AND MEDICAL MARIJUANA TO BRING THE CODE UP TO DATE WITH CHANGES IN STATE LAW) – KARMA WELLS.** Clerk/Treasurer Wells introduced the ordinance. Public hearing was opened. No comments were made. Public hearing was closed. Swehla moved to approve on second reading Ordinance #18, Series of 2018. Second by Baucke. Question. 7 ayes. Motion carried.
- E. PUBLIC HEARING ON SECOND READING ORDINANCE #19, SERIES OF 2018 (REPEALING CHAPTER 17.13 OF THE YUMA MUNICIPAL CODE CONCERNING HISTORIC PRESERVATION) – KARMA WELLS.** Clerk/Treasurer Wells introduced the ordinance. Public hearing was opened. No comments were made. Public hearing was closed. Baucke moved to approve on second reading Ordinance #19, Series of 2018. Second by Goeglein. Question. 7 ayes. Motion carried.
- F. PUBLIC HEARING ON SECOND READING ORDINANCE #20, SERIES OF 2018 (AMENDING VARIOUS SECTIONS OF THE YUMA MUNICIPAL CODE CONCERNING FEES AND OTHER ASSOCIATED REVISIONS, INCLUDING REMOVAL OF REFERENCES TO THE PUBLIC WORKS DEPARTMENT AND PUBLIC WORKS DIRECTOR IN TITLE 17) – KARMA WELLS.** Clerk/Treasurer Wells introduced the ordinance. Public hearing was opened. No comments were made. Public hearing was closed. Swehla moved to approve on second reading Ordinance #20, Series of 2018. Second by Baucke. Question. 7 ayes. Motion carried.
- G. PUBLIC HEARING ON SECOND READING ORDINANCE #21, SERIES OF 2018 (RESCINDING ORDINANCE #12, SERIES OF 2016, WHICH RENEWED A FRANCHISE WITH BCI JAMES CABLE, LLC) – SCOTT MOORE.** Manager Moore introduced the ordinance. Public hearing was opened. No comments were made. Public hearing was closed. Baucke moved to approve on second reading Ordinance #21, Series of 2018. Second by Hoch. Question. 7 ayes. Motion carried.
- H. FIRST READING ORDINANCE #22, SERIES OF 2018 (REPEALING SECTIONS 9.16.010 AND 9.16.050 OF THE YUMA MUNICIPAL CODE) – SCOTT MOORE.** Manager Moore stated this ordinance will repeal portions of the code that are no longer needed. Baucke moved to approve on first reading Ordinance #22, Series of 2018. Second by Goeglein. Question. 7 ayes. Motion carried.
- I. APPROVAL OF BILLS – KARMA WELLS.** Clerk/Treasurer Wells provided Council with an additional list of bills. Hoch moved to approve the bills. Second by Saffer. Question. 7 ayes. Motion carried.
- J. PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE.** There were no purchases in excess of \$5,000.

ADDITIONAL BUSINESS

None.

REPORTS

CITY MANAGER, SCOTT MOORE

Manager Moore stated Fall Clean Up is the week of September 24 to 28. Flyers were mailed with the utility bills and an ad will be placed in the newspaper.

The Main Street Project Remediation Project is wrapped up and the contractor should be completely done by Friday. We were very satisfied with the work that was done.

CITY CLERK/TREASURER, KARMA WELLS

Clerk/Treasurer Wells stated the CML District Meeting is October 4 in Wray.

CHIEF OF POLICE, JONATHON LYNCH

Chief Lynch stated the K-9 should be here September 13. They are still working out the details on picking up the K-9. K-9 Officer Thompson will then be at training for 4-6 weeks in Wellington.

New Officer Laybourn is doing well.

In the next couple of months the Police Department will be out of the fingerprint business, due to CBI going digital. It would cost approximately \$25,000 to buy the equipment to do digital fingerprints.

CITY COUNCIL REPORTS

McCall

- Council Member McCall stated she has some budget concerns and asked about a report for the next meeting.

EXECUTIVE SESSION

“To determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402 (4)(e), for the purchase and sale of property.”

Mayor Harper stated Council intends to meet in executive session to determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402 (4)(e), for the purchase and sale of property. Swehla moved to go into executive session. Second by McCall. Question. 7 ayes. Motion carried.

Council resumed regular session at 8:21 P.M. Manager Moore made a statement for who was present in executive session and there were no objections to the discussions in executive session.

ADJOURNMENT

Goeglein moved to adjourn. Second by McCall. Question. 7 ayes. Motion carried.

Robert J. Harper
Mayor

Karma Wells, CMC
City Clerk/Treasurer